IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,
AT HYDERABAD

THE HON'BLE SRI JUSTICE C.V. RAMULU

WRIT PETITION No. 16491 OF 2003

Date:07.07.2006

BETWEEN:

M. Sreenivasa Reddy

…. PETITIONER

And

1. The Government of Andhra Pradesh, rep. By its Chief Engineer, Telugu Ganga Project, Srikalahasti, Chittoor District, and others.

…. RESPONDENTS

ORDER:

This writ petition is filed seeking a Writ of Mandamus directing the respondents to renew the registration of the petitioner as Class-II contractor for a further period of five years from 7.8.2003.

It is the case of the petitioner that he is an engineering graduate and registered his name in Class-II Contractors category with the first respondent through his proceedings dated 7.8.1998. The registration will be valid up to five years from the date of registration. The registering authority reserves a right to cancel or demote any registration without notice and without assigning any reasons. Applications for renewal of registration after five years, if desired, should be submitted to the office before one month of expiry of validity of registration.

According to the petitioner, he has submitted his application stating that his registration is going to be expired on 7.8.2003, and requested for renewal after paying the requisite fee. But the respondents without assigning any reasons, refused to receive his application for renewal. Therefore, he filed the present writ petition.

The second respondent filed a detailed counter affidavit denying the allegations made by the petitioner. In paragraphs 3 and 4 of the counter affidavit it is stated as under.

> Under G.O.Ms.No.94, dated 01.7.2003, the procedure and delegation of powers for Registration of Contractors was completely

changed and the Superintending Engineers of the State are empowered to undertake Class-III and Class-IV Registration of the Contractors, as members of the District Level Committees, comprising the Superintending Engineers available in the District and a representative nominated by the Commissioner, Commissionerate of Tenders. So far, the Commissioner, Commissionerate of Tenders has not communicated the name of a representative, so as to constitute the committee in terms of the G.O.

The Government has also provided, under the new G.O., that Registration of the Contractors shall be done only twice in a year i.e., January and June and that the existing Contractors are given six months time for registration as Contractors afresh, under these rules. Hence, the registration of the existing Contractors like the Petitioner has to be done under the new G.O.

From the above, it seems that there is some change in the procedure for registration of Contractors. Under those circumstances, the Writ Petition is disposed of directing the petitioner to make an appropriate application for Registration/renewal of his name in the category of Class-II Contractors as per the new G.O. issued by the Government, if not already applied and the respondents are directed to consider and pass appropriate orders within a period of three months from the date of receipt of a copy of this order.

With the above direction, the Writ Petition is disposed of. No costs.

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(C.V. Ramulu, J.)

7th July, 2006

Js.